IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE ELEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.8681 OF 1999

Between:

Md.Mahamood Ali

.... PETITIONER

AND

The Commandant,
7th Battalion, Ditchaplly,
Police Camp, Nizamabad Dist.

....RESPONDENT

THE HON'BLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION NO.8681 OF 1999

O R D E R

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The petitioner was given permission to run a cable net-work in the premises of the respondent. Subsequently, the inmates of the quarters in the respondent's premises had formed a Co-operative Society and started running their own net-work. Alleging that the respondent is high-handedly trying to dispossess him from the premises without taking recourse to due process of law, the petitioner filed this writ petition seeking a direction to the respondent that he cannot dispossess the petitioner from the premises without taking recourse to due process of law.

Heard the counsel for both sides. The case of the respondent is that the petitioner is not entitled to continue in the premises in as much as the purpose for which he was granted permission to use the premises came to an end.

It is well known that a person in settled possession can be evicted from the premises only by taking recourse to due process of law, but not by adopting high-handed means. So respondent is at liberty to evict the petitioner by taking recourse to due process of law, but cannot evict the petitioner by force.

With the above observation, the writ petition is disposed of. No costs.

JUSTICE C.Y.SOMAYAJULU

11th SEPTEMBER, 2007

PGS

THE HONOURABLE SRI JUSTICE
C.Y.SOMAYAJULU

W.P.NO.8681 OF 1999

11th SEPTEMBER, 2007